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Nils-Erik Engstrom

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EXAMINER

SPAHN, GAY

ART UNIT

PAPER NUMBER

3635

MAIL DATE

DELIVERY MODE

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PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

CONTINUATION SHEET

To

**Failure to Acceptably Respond to Notice
of Non-Compliant Amendment (37 CFR 1.121)
No New Time Period for Reply is Provided**

Continuation of 2B Other: In the Notice of Non-Compliant Amendment (37 CFR 1.121) mailed 10 April 2009, Applicant was informed that the clean copy of the amended Abstract in the "Amendment" filed 16 January 2009 was insufficient and that the Abstract had to show the changes being made by using markings. It appears from the clean copy of the amended Abstract with the "Amendment" filed 16 January 2009 that Applicant intended to strike-through all of the claim numbering within parentheses. However, in the amended Abstract with the "Supplemental Amendment" filed 16 April 2009, in the second line, the "(11)" was not stricken-through as it should have been.

Continuation of 3C Other: In the Notice of Non-Compliant Amendment (37 CFR 1.121) mailed 10 April 2009, Applicant was informed that the last sentence of 37 CFR 1.121(d) requires "[a]ll changes to the drawing shall be explained, IN DETAIL, in either the drawing amendment or remarks section of the amendment paper." (Emphasis by capitalization added). Applicant's statement in the Remarks section of the "Supplemental Amendment" filed 16 April 2009 that "Applicant notes that the amendments of the drawings were not objected to as they only correct the purported "errors" noted by the Examiner in the Office Action of July 16, 2008" is not a sufficiently detailed explanation of the changes made to the drawing figures for compliance with 37

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CFR 1.121(d). Applicant has three REPLACEMENT SHEETS and the examiner needs to know whether there are changes on each sheet or whether has Applicant only included all three sheets to make a "complete set." The practice of explaining all drawing changes IN DETAIL is meant to replace the practice of submitting proposed drawing changes and is supposed to aid the examiner in quickly ascertaining what the changes to the drawing figures are. Therefore, Applicants must provide a more detailed explanation of the drawing changes by telling the examiner which figures were amended and how and what figures were not amended, if any.

Continuation of 4E Other: In the Notice of Non-Compliant Amendment (37 CFR 1.121) mailed 10 April 2009, Applicant was informed that deletion of claim language must be done by strike-through, except that five or fewer consecutive characters could be deleted by placing double brackets therearound (i.e., single brackets placed around characters is not sufficient to delete). Therefore, in claim 1, line 5, the word "allowing" must be amended by placing double brackets, not single brackets, around the "ing".

/Gay Ann Spahn/
Gay Ann Spahn, Primary Examiner
July 12, 2009